THE HON'BLE SRI JUSTICE R.SUBASH REDDY

WRIT PETITION No.9522 of 2003

Dated: 17.08.2006

Between:

P.Venkata Rao S/o Suri Ramulu,
Padmaja Restaurant, Government General Hospital,
Kakinada, East Godavari District and others.

...**PETITIONERS**

And:

Government of A.P., rep., by its Secretary,
Health, Medical & Family Welfare (M.1) Department,
Secretariat, Hyderabad and others.

…**RESPONDENTS**

THE HON'BLE SRI JUSTICE R.SUBASH REDDY

WRIT PETITION No.9522 of 2003

ORDER:

This writ petition is filed seeking a Writ of Mandamus declaring the action of the third respondent in taking steps to evict the petitioners, from the premises of the Government General Hospital, Kakinada, wherein they were running a canteen in the name of Padmaja canteen, without renewing the licence granted in favour of the first petitioner.

It is stated in the counter affidavit filed by the respondents that the request of the petitioners for renewal of licence was considered and rejected and consequently the petitioners were also evicted from the premises in question.

Admittedly, no lease exists in favour of the petitioners, permitting them to run the canteen, so as to direct the respondents to allow the petitioners to occupy any premises. In the absence of any valid lease

in favour of the petitioners, no direction can be issued to the respondents not to evict them from the said premises. It is open for the petitioners to challenge the orders of rejection. I do not find any valid ground to grant the relief as prayed for in the writ petition.

The writ petition is devoid of merits and is accordingly dismissed. No order as to costs.

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17.08.2006

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